

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
SOUTHERN DIVISION**

UNITED STATES OF AMERICA)	
)	
v.)	CR. NO. 1:07-CR-183-WKW
)	
RICKEY RANDELL WREX SMITH)	
a/k/a Jay Smith, Jolly Smith, Ray Ward)	
James Tod, Bryan Edgar White, "Montana")	

MOTION FOR CONTINUANCE ON TRIAL SETTING

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW RICKEY RANDELL WREX SMITH, Defendant, and files this Motion for Continuance and would show in support:

1. This case is presently set for trial on September 22, 2008, at 10:00 a.m.
 2. Defendant's counsel is set to go to trial on September 19, 2008, in Eastland, Texas in the numbered and styled case, The State of Texas vs. Christopher Miller, Cause No. CR-05-20840. Defendant's counsel anticipates that this trial will last approximately two weeks. Therefore, Defendant's counsel requests the Defendant's trial be continued to a time in the future when counsel is available for trial.
 3. This continuance is not sought solely for delay, but that justice may be done.
- Defendant prays that the Court grant this Motion for Continuance.

Respectfully submitted,
LAW OFFICE OF ALEX R. TANDY.

/s/ Alex R. Tandy
Alex R. Tandy
State Bar No. 19635000
777 Lonesome Dove Trail, Suite A.
Hurst, Texas 76054
(817) 281-1600 (817) 485-7588 (FAX)

CERTIFICATE OF CONFERENCE

I hereby certify that on 25th of August, 2008, I called Nathan Stump to discuss the merits of my Motion, but he was not available.

/s/ Alex R. Tandy
Alex R. Tandy

CERTIFICATE OF SERVICE

I hereby certify that on this the 25th day of August, 2008, a copy of the above was served on the following individuals as reflected below:

/s/ Alex R. Tandy
Alex R. Tandy